

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ORIGINAL

WISCONSIN CENTRAL LTD.,)

Petitioner,)

v.)

ILLINOIS DEPARTMENT OF TRANSPORTATION,)

Respondents.)

Docket No. T02-0027

Petition of Wisconsin Central Ltd. seeking an order of the)
Illinois Commerce Commission directing that an additional)
track and grade crossing be constructed at Touhy Avenue)
(DOT 689-651T) on the Wisconsin Central Ltd. in the City)
of Des Plaines, Cook County, IL.)

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Illinois Commerce Commission
RAIL SAFETY SECTION

Motion To Reconsider and/or Clarify Order

NOW COMES Respondent Illinois Department of Transportation, by and through its attorney James Ryan, Attorney General, the State of Illinois, and for its Motion in the above-captioned matter states:

1. The first ordering provision on page 3 of the October 28 Proposed Order reads, in part, as follows:

. . . to install constant warning times circuitry to the new track, and to relocate the existing traffic signals.

2. Respondent, Illinois Department of Transportation submits that this ordering provision should be modified as follows to accurately reflect the relationship between the parties:

. . . to install constant warning time circuitry to the new track, and to coordinate with the Department to relocate the existing traffic signals.

3. The fifth ordering provision on page 3 of the October 28, 2002 Proposed Order reads as follows:

IT IS FURTHER ORDERED that the minimum preemption time heretofore set at twenty-five (25) seconds in Docket T99-0057 be, and the same is hereby, increased to twenty-six (26) seconds.

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4. Respondent Illinois Department of Transportation submits that this ordering provision should be modified to specifically refer to the grade crossing at issue (Touhy Avenue, DOT 689-651T) in order to eliminate any potential confusion, since Docket T99-0057 involves two separate and distinct grade crossings.

Respectfully submitted,


Stacey C. Hollo
Special Assistant Attorney General

Dated November 1, 2002

Illinois Department of Transportation
2300 South Dirksen Parkway, Room 311
Springfield, Illinois 62764
Telephone (217)782-3215

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

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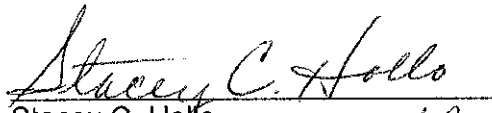
Respondents.)

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of Des Plaines, Cook County, IL.)

NOTICE OF FILING

TO: June Tate, ALJ
Henry Humphries, ICC
Mr. Michael J. Barron, Atty.
Mr. David R. Wiltse, City Atty.
Donna McAllister, City Clerk

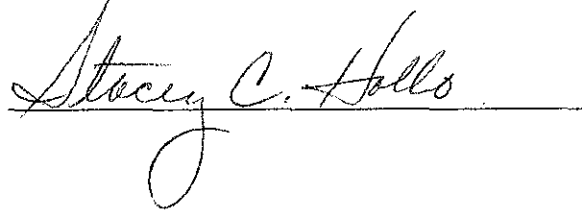
PLEASE TAKE NOTICE that I have this 1st day of November, 2002, forwarded to Mr. Kevin Sharpe, Director of Processing, Transportation Division, of the Illinois Commerce Commission, Springfield, Illinois, for filing in the above matter, Department's Motion To Reconsider and/or Clarify Order, a copy of which is attached hereto and hereby served upon you.


Stacey C. Hollo
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(217) 782-3215

Counsel for the Illinois
Department of Transportation

PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressees listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Springfield, Illinois, this 1st day of November, 2002:

A handwritten signature in cursive script, reading "Stacy C. Hollis", is written over a horizontal line.

June Tate
Administrative Law Judge
State of Illinois Bldg.
160 N. LaSalle
Suite C-800
Chicago, Illinois 60601-3104

Illinois Commerce Commission
Attn: Henry Humphries
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